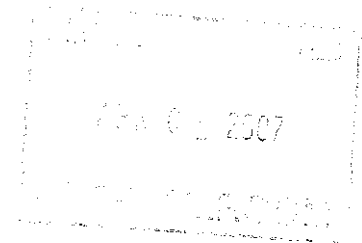




Office of the Secretary  
Federal Communications Commission  
Attention: CGB Room 3-B431  
445 12<sup>th</sup> Street  
Washington, DC 20554



To Whom It May Concern:

Please find attached our "Petition for Exemption from Closed Captioning Requirements".

If there are any questions or concerns, please contact me by phone, mail, or email below.

Sincerely,

Debby Brimberry  
Owner  
For Sale By **Owner** and Builder magazine  
1314 Biggers Road  
Columbus, GA 31904  
706-221-4726  
Email: FSBOB@knology.net

Cc: WXTX Fox54  
Attention: Deborah Beck  
**6524** Buena Vista Road  
Columbus, GA 31907

*Our Mission Is No Commission!*

1314 Biggers Road Columbus, GA 31904 Phone: 706-221-4726  
E-Mail: FSBOB@Knology.net Website: HomesByOwner.com

Office of the Secretary  
Federal Communications Commission  
Attention: CGB Room 3-B431  
445 12<sup>th</sup> Street  
Washington, DC 20554

## **Petition for Exemption from Closed Captioning Requirements**

### **Introduction**

**For Sale By Owner and Builder** magazine is a free publication in the Columbus/Phenix City area that strives to advertise for those who want to sell their home by owner, without the aid of a Realtor.

Our half hour program features offers that will only last a short time. The program shows homes in detail with prices.

The program is only 30 minutes long and will air between 1 and 3 times per week. The program will air on FOX and WYBU Christian **Network**. We produce the show one time a month, but may need to add or subtract homes during the month as they sell **or** others become available.

For the reasons set forth below, For Sale By Owner and Builder requests an undue burden exemption from the closed caption rules for “For Sale By Owner & Builder Show **of** Homes.”

### **Nature and Cost of Closed Captions**

The FOX representative quoted an out of state Closed Caption cost of \$337.00. The time sensitivity is *the* factor here, because there is no service provided locally.

### **Impact on the Operation of the Program Provider**

Our cost for this is as minimal as possible. We use our employees and family for on-air talent. These people are not compensated from For Sale By Owner and Builder. Closed caption would increase the cost of each show production by \$337.00. The impact that closed captioning would have on **us** in the week it would take to get it completed is huge. The consumers would think we were advertising with false pretense because by the time we received the tape back those same homes may or may not still be available. Which would in turn cost the company money because, we would have spent money that is not profitable, not to mention our staff's wasted time and effort.

### **Financial Resources of the Program Provider**

The company is not under financial burden; this is simply a time sensitive issue. There is no one in our market that offers closed captioning service. The out of state production my FOX rep quoted **is** a one week turn around.

### **Type of Operations of the Program Provider**

We are a locally owned magazine that strives to provide customers with quality advertising to market and sell their own homes.

### **Other factors**

Petitioner believes that the local, non-news exemption to the closed captioning rules also applies to For Sale By Owner & Builder 30 minute "Show of Homes". **As** noted above, the program is produced and distributed locally, and is primarily local public interest. The episodes are not news, they do not have repeat value, (the homes will be sold), and the electronic newsroom technique is not available. Notwithstanding the applicability **of** the exemption, we filed this petition in an abundance of caution and for the purpose of establishing certainty.

# April 2007

Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
						1 For Sale By Owner 8:30-9AM
2	3	4	5	6	7	a For Sale By Owner 8:30-9AM
9	10	11	12	13	14	15 For Sale By Owner 8:30-9AM
16	17	18	19	20	21	22 For Sale By Owner 8:30-9AM
23	24	25	26	27	28	29 For Sale By Owner 8:30-9AM
30						

# May 2007

Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
	1	2	3	4	5	6 For Sale By Owner 8:30-9AM
						13 For Sale By Owner 8:30-9AM
7	8	9	10	11	12	
						20 For Sale By Owner 8:30-9AM
10	15	16	17	18	19	
						27 For Sale By Owner 8:30-9AM
21	22	23	24	25	26	
ZE	Z9	Z0	31			

June 2007

Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
				1	2	3 For Sale By Owner 8:30-9AM
4	5	6	7	8	9	10 For Sale By Owner 8:30-9AM
11	12	13	14	15	16	17 For Sale By Owner 8:30-9AM
18	19	20	21	22	23	24 For Sale By Owner 8:30-9AM
25	26	27	28	29	30	

# July 2007

Monday

Tuesday

Wednesday

Thursday

Friday

Saturday

Sunday

						1 For Sale By Owner 8:30-9AM
2	3	4	5	6	7	8 For Sale By Owner 8:30-9AM
9	10	11	12	13	14	15 For Sale By Owner 8:30-9AM
16	17	18	19	20	21	22 For Sale By Owner 8:30-9AM
23	24	25	26	27	28	29 For Sale By Owner 8:30-9AM
30	31					

# August 2007

Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
		1	2	3	4	5 For Sale By Owner 8:30-9 AM
6	7	8	9	10	11	12 For Sale By Owner 8:30-9 AM
13	14	15	16	17	18	19 For Sale By Owner 8:30-9 AM
20	21	22	23	24	25	26 For Sale By Owner 8:30-9 AM
27	28	29	30	31		

# September 2007

Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
					1	2 For Sale By Owner 8:30-9AM
3	4	5	6	7	8	9 For Sale By Owner 8:30-9AM
10	11	12	13	14	15	16 For Sale By Owner 8:30-9AM
17	18	19	20	21	22	23 For Sale By Owner 8:30-9AM
24	25	26	27	28	29	30 For Sale By Owner 8:30-9AM

# October 2007

Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
1	2	3	4	5	6	7 For Sale By Owner 8:30-9AM
8	9	10	11	12	13	14 For Sale By Owner 8:30-9AM
15	16	17	18	19	20	21 For Sale By Owner 8:30-9AM
22	23	24	25	26	27	28 For Sale By Owner 8:30-9AM

29 30 31

# November 2007

Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
			1	2	3	4 For Sale By Owner 8:30-9AM
5	6	7	8	9	10	11 For Sale By Owner 8:30-9AM
12	13	14	15	16	17	18 For Sale By Owner 8:30-9AM
19	20	21	22	23	24	25 For Sale By Owner 8:30-9AM
26	27	28	29	30		

# December 2007

Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
					1	2 For Sale By Owner 8:30-9AM
3	4	5	6	7	8	9 For Sale By Owner 8:30-9AM
10	11	12	13	14	15	16 For Sale By Owner 8:30-9AM
17	18	19	20	21	22	23 For Sale By Owner 8:30-9AM
24	25	26	27	28	29	30 For Sale By Owner 8:30-9AM
31						